

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

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|-------------------------------|---|------------------------------|
| STMicroelectronics, Inc., | § | |
| | § | |
| Plaintiff, | § | Civil Action No. 4:03-CV-276 |
| | § | |
| v. | § | Judge Leonard E. Davis |
| | § | |
| MOTOROLA, INC., and | § | |
| FREESCALE SEMICONDUCTOR, INC. | § | Jury Trial Demanded |
| | § | |
| Defendants, | § | |
| Counterclaim Plaintiffs, | § | |
| | § | |
| v. | § | |
| | § | |
| STMicroelectronics, N.V., and | § | |
| STMicroelectronics, Inc., | § | |
| | § | |
| Counterclaim | § | |
| Defendants | § | |

JOINT STIPULATED MOTION TO DISMISS

Freescal Semiconductor, Inc., Motorola, Inc., STMicroelectronics, N.V. and STMicroelectronics, Inc. (collectively, the “Parties”) hereby jointly move the Court for an order dismissing this action and with each Party to bear its own costs and all rights of appeal waived, and in support thereof would respectfully show the Court as follows:

The Parties have reached an agreement with all matters of fact and things in controversy between them being fully and finally settled. The Parties have agreed that all claims in this action shall be dismissed with prejudice with regard to ST Microelectronics, NV, STMicroelectronics, Inc. and Freescal Semiconductor, Inc., and without prejudice as to Motorola, Inc., in accordance with the Parties’ written agreement.

WHEREFORE, PREMISE CONSIDERED, the Parties respectfully request that the Court enter its Order dismissing the above-captioned case.

Dated December 22, 2004

Respectfully submitted,

/s/ Kenneth R. Adamo w/permission Jane P. Brandt

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Motorola, Inc.
Freescale Semiconductor, Inc.

Dated December 22, 2004

/s/ Bruce S. Sostek w/permission Jane P. Brandt

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